

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>JUL 14 2010</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>JUL 20 2010</u> under <b>79 993</b>

The applicant Newmont Gold Company  
P.O. Box 669 of Carlin  
Street Address or PO Box City or Town  
Nevada 89822 hereby make(s) application for permission to change the  
State and ZIP Code

☒ Point of diversion
 ☒ Place of use
 ☒ Manner of use
 ☒ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 48910

1. The source of water is Underground Gold Quarry Mine - GQDW 11  
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1044.84 acre-feet 1044.8 AFA, 1.443 CFS  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining, milling, dewatering, irrigation, and surface discharge  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for Mining, Milling and Domestic  
If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
within the NE 1/4 NE 1/4, Section 35, T34 N, R51 E, M.D.M., at a point from which the NE corner of Section 36, T34N, R51E, MDM bears N 84°47'20" E a distance of 6448 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
SE 1/4 NW 1/4 Section 15, T 34 N, R 51 E, MDM, at a point from which the NE corner of Section 36, T 34 N, R 51 E, MDM bears S 44°55' E 18,768 feet.

8-2010  
S-EU

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See attached

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Sections 34, 35, 36, T 34 N, R 51 E, MDM; Sections 1, 2, 3, 10 & 11, T 33 N, R 51 E, MDM; Section 6 T 33 N, R 52 E, MDM

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.

12. Estimated cost of works \$25,000 (twenty-five thousand dollars)

13. Estimated time required to construct works Completed as described above.

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 6 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

This application is submitted to change existing water rights to long-term dewatering wells to reduce the number of temporary permit applications necessary per year to maintain compliance with well-spacing rules.

16. Miscellaneous remarks:

Bryce.Vorwaller@Newmont.com

E-mail Address

775-778-4318

Phone No.

Bryce Vorwaller

Type or print name clearly

Bryce Vorwaller

Signature, applicant or agent

Newmont USA Limited

Company Name

1655 Mountain City Hwy.

Street Address or PO Box

Elko, NV 89801

City, State, ZIP Code

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Section 01, T33N, R51E, M.D.M.  
Section 02, T33N, R51E, M.D.M.  
Section 03, T33N, R51E, M.D.M.  
E $\frac{1}{2}$ , Section 04, T33N, R51E, M.D.M.  
Section 10, T33N, R51E, M.D.M.  
Section 11, T33N, R51E, M.D.M.  
Section 12, T33N, R51E, M.D.M.  
Section 13, T33N, R51E, M.D.M.  
Section 14, T33N, R51E, M.D.M.  
Section 15, T33N, R51E, M.D.M.  
Section 06, T33N, R52E, M.D.M.  
Section 07, T33N, R52E, M.D.M.  
Section 15, T33N, R52E, M.D.M.  
NE $\frac{1}{4}$ , Section 16, T33N, R52E, M.D.M.  
Section 18, T33N, R52E, M.D.M.  
NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ , Section 22, T33N, R52E, M.D.M.  
S $\frac{1}{2}$ , Section 22, T34N, R51E, M.D.M.  
W $\frac{1}{2}$ SW $\frac{1}{4}$ , Section 23, T34N, R51E, M.D.M.  
SW $\frac{1}{4}$ , Section 25, T34N, R51E, M.D.M.  
NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ , Section 26, T34N, R51E, M.D.M.  
Section 27, T34N, R51E, M.D.M.  
Section 28, T34N, R51E, M.D.M.  
Section 33, T34N, R51E, M.D.M.  
Section 34, T34N, R51E, M.D.M.  
Section 35, T34N, R51E, M.D.M.  
Section 36, T34N, R51E, M.D.M.  
Section 29, T34N, R52E, M.D.M.  
S $\frac{1}{2}$ S $\frac{1}{2}$ , Section 30, T34N, R52E, M.D.M.  
Section 31, T34N, R52E, M.D.M.  
N $\frac{1}{2}$ , Section 32, T34N, R52E, M.D.M.